

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Mark A. Boys

Application No.: 09/143,343

Filed: August 28, 1998

Patent No.: 6,895,165

Issued: May 17, 2005

For: APPARATUS FOR ENABLING
PERPETUAL RECORDING AND
INSTANT PLAYBACK OR
STORAGE OF A TIME-SPECIFIC
PORTION OF AN AUDIO OR
AUDIO VISUAL BROADCAST
MEDIUM

Examiner: T. Tran

Art Group: 2616

Confirmation No. 3403

Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

**STATEMENT REGARDING LOSS OF
ENTITLEMENT TO CLAIM SMALL ENTITY STATUS**

The Commissioner is hereby notified that the Applicant is no longer entitled to claim small entity status for the above-referenced patent. Accordingly, Applicant hereby formally withdraws such claim.

Respectfully submitted,
SCHWABE, WILLIAMSON & WYATT, P.C.

Dated: September 12, 2008

/Steven J. Prewitt/

Steven J. Prewitt
Reg. No. 45023

Pacwest Center, Suite 1900
1211 SW Fifth Avenue
Portland, Oregon 97204
Telephone: 503-222-9981